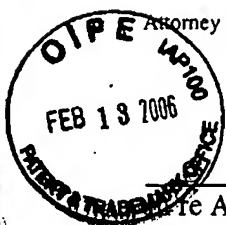


DEP 1/3 POF



Attorney Docket # 4452-596

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Re Application of  
Alexander MILLER et al.  
Serial No.: 10/759,608  
Filed: January 16, 2004  
For: Suspension Strut Unit With A Height-Adjustable  
Spring Collar

Examiner: Butler, Douglas C.  
Group Art: 3683

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450; on

February 9, 2006  
(Date of Deposit)

F. Brice Faller

Name of Applicant, assignee or Registered Representative

*F. Brice Faller*  
Signature

February 9, 2006  
Date of Signature

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION FOR REFUND

SIR:

Applicants hereby petition for a refund of \$570 of the \$1,020 fee submitted herewith for a three month extension of time, for the reasons following.

On November 8, 2005 applicants mailed an "Amendment After Final Rejection" to Mail Stop AF in response to the final office action dated August 9, 2005. According to the advisory action mailed on January 13, 2006, the amendment was received in the PTO on November 14, 2005.

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MPEP 714.13 states that a reply to an amendment after final rejection should be mailed within 30 days of the date the amendment is received by the office. Since the Advisory Action was not mailed until 60 days of that date, applicants have been forced into a third month of extension which would not have been necessary if the Advisory Action was timely mailed.

Accordingly, applicants hereby request that the difference between the \$1,020 for a three month extension and the \$450 for a two month extension be refunded by crediting our deposit account no. 03-2412 in the amount of \$570.

An express decision on this petition is also requested. Please charge any fee for filing this petition to our deposit account no. 03-2412.

Respectfully submitted,

COHEN, PONTANI, LIEBERMAN & PAVANE

By



F. Brice Faller  
Reg. No. 29,532  
551 Fifth Avenue, Suite 1210  
New York, New York 10176  
(212) 687-2770

Dated: February 9, 2006

Rest Available Co.



ISW/AF+  
**MS-AF**  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Alexander MILLER et al.

Serial No.: 10/759,608

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February 9, 2006  
(Date of Deposit)

F. Brice Faller

Name of applicant, assignee or Registered Representative

*F. Brice Faller*  
Signature

February 9, 2006  
Date of Signature

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL REJECTION**

SIR:

**PETITION**

Applicants hereby petition for a three month extension of the original shortened statutory response period set in the Office Action of August 9, 2005. A check in the amount of \$1,020 in payment of the government fee for a three-month extension of time is enclosed herewith so that the period for response is extended to February 9, 2006. Any additional fees or charges required at this time in connection with the present application may be charged to our Patent and Trademark Office Deposit Account No. 03-2412.

02/14/2006 MAHME1 00000024 10759608

01 FC:1253

1020.00 DP

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03/23/2006 SDIRETA1 00000005 10759608

01 FC:1252

450.00 DP

Repln. Ref: 03/23/2006 SDIRETA1 0008220000  
DAH:032412 Name/Number:10759608  
FC: 9204 \$570.00 CR

## **RESPONSE**

In response to the Final Office Action dated August 9, 2005, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 6 of this paper.

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